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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROBERT L. DARDEN,

Plaintiffs,

vs.

USS-POSCO INDUSTRIES, a Delaware
corporation,

Defendant.

Case No. CV-08-05191-CRB

**STIPULATION OF DISMISSAL OF
ACTION WITH PREJUDICE**

[F.R.C.P. 41(a)(1)]

1 IT IS HEREBY STIPULATED by and between the Parties to this action, through their
2 designated counsel, that the above-captioned action be and hereby is dismissed with prejudice, with
3 each party to bear its own costs and attorneys' fees.

4 Dated: July 24, 2009

THE VENARDI ELAM FIRM LLP

6 By: /s/ H. Larry Elam

7 H. LARRY ELAM III
8 Attorneys for Plaintiff
ROBERT L. DARDEN

9 Dated: July 24, 2009

NIXON PEABODY LLP

12 By: /s/ Matthew Frankel

13 JEFFREY M. TANENBAUM
14 JOSHUA M. HENDERSON
MATTHEW J. FRANKEL
Attorneys for Defendant
USS-POSCO INDUSTRIES

15 I attest under penalty of perjury that concurrence in the filing of this document has been
16 obtained from Matthew J. Frankel.

18 Dated: July 24, 2009

19 By: /s/ H. Larry Elam

20 H. LARRY ELAM II
21 Attorney for Plaintiff
ROBERT L. DARDEN

22 IT IS SO ORDERED.

24 Dated: JUL 30 2009

25 
26 HONORABLE CHARLES BREYER
27 U.S. DISTRICT JUDGE
28